

## **Location of Responsive Materials for EPA-2022-003896 (Earthjustice 8d Studies FOIA)**

On April 22, 2022, Earthjustice's Eve Gartner submitted the following FOIA request to EPA concerning TSCA Section 8(d) materials:

- Earthjustice and Alaska Community Action on Toxics ("ACAT") (collectively, the "Requesters") submit this request, in accordance with the provisions of the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552, to the Environmental Protection Agency ("EPA") for copies of unpublished health and safety studies submitted to EPA pursuant to the Toxic Substances Control Act ("TSCA") Health and Safety Data Reporting Rule, Health and Safety Data Reporting; Addition of 20 High-Priority Substances and 30 Organohalogen Flame Retardants, 86 Fed. Reg. 34,147, 34,149 (June 29, 2021) (to be codified at 40 C.F.R. pt. 716) ("Final Rule"), which was promulgated under TSCA section 8(d), 15 U.S.C. § 2607(d).
- The Requesters seek the unredacted records listed below. The use of the word "unredacted" means that we are seeking full disclosure of all information in the requested record. In the event that you determine that you cannot disclose all of the information contained in a particular record, please provide us with a copy of the record with redactions of only the information that you have determined to be properly withheld and explain the basis for your determination that such information must be withheld.
- RECORDS REQUESTED: Pursuant to TSCA section 8(d)(2), 40 C.F.R. § 716.30, and the Final Rule codified at 40 C.F.R. § 716.21(a)(9), (10), "persons" must submit to EPA "copies of stud[ies] contained on a list submitted pursuant to [TSCA section 8(d)(1)]" specified in 40 C.F.R. § 716.21(9) and (10). The deadlines for submitting these copies to EPA were December 1, 2021, for high-priority substances, and January 25, 2022, for organohalogen flame retardants ("OFRs"). In accordance with FOIA, please provide us with the aforementioned "copies" of health and safety studies submitted to EPA, pursuant to the Final Rule.

EPA confirms that all of the requested TSCA 8(d) materials can now be accessed on the Agency's public ChemView system at <https://chemview.epa.gov/chemview>.